

Nancy Curry
Chapter 13 Standing Trustee
1000 Wilshire Blvd., Suite 870
Los Angeles, CA 90017
(213) 689-3014

UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA LOS ANGELES DIVISION	
In re CHOUTEAU, EDMOND Debtor	CHAPTER 13 CASE NO. 2:22-bk-12229-WB NOTICE AND MOTION TO DISMISS CHAPTER 13 CASE DUE TO MATERIAL DEFAULT 11 USC §1307(c) NO HEARING REQUIRED

PLEASE TAKE NOTICE that Nancy Curry, Chapter 13 Trustee, will and hereby does move the Court to dismiss this case.

Pursuant to Local Bankruptcy Rule 9013-1(o)(1), any party objecting to this motion must file and serve a written response and request for hearing of this motion. If you fail to file a written response within fourteen (14) days of the date of service of this notice and motion, the Court may treat such failure as a waiver of your right to oppose this motion and may grant the requested relief.

DATED: May 16, 2025

/s/ Nancy Curry

I, Nancy Curry, do hereby declare and state as follows:

1. I am the Chapter 13 Trustee and am duly qualified to make this declaration. As to the following facts, I know them to be true from my personal knowledge.
2. On April 20, 2022, the debtor filed a Chapter 13 bankruptcy petition. The plan was confirmed on November 16, 2022.
3. **The debtor has failed to tender all payments required as evidenced by the attached receipt history which is incorporated here in reference. 11 USC § 1307 (c) (i), LBR 3015-l(k).**
4. As of May 16, 2025, **the Trustee has not received the federal and state tax returns and/or tax refunds for the following year(s):**

2022 , 2023 , 2024

Federal and State Tax Return copies

I declare under penalty of perjury that the foregoing is true and complete to the best of my knowledge.

Executed at Los Angeles, California on May 16, 2025.

/s/ Nancy Curry

Status as of 5/16/2025

2212229-WB

CHOUTEAU, EDMOND

5752 CHESLEY AVE
LOS ANGELES CA 90043

Atty: BENJAMIN R HESTON

24 Rmng of 60 Mos.

Payment: \$1,490.00 Per M

First Pmt Date 05/20/2022 Delinquent \$6,732.01

Graduated Payment Plan

Months	1	Thru	2	\$1,510.00	Per Month =	\$3,020.00
Months	3	Thru	5	\$1,270.00	Per Month =	\$3,810.00
Months	6	Thru	24	\$1,180.00	Per Month =	\$22,420.00
Months	25	Thru	60	\$1,490.00	Per Month =	\$53,640.00

Check	Batch Id	Date	Amount Paid	Src	Type	Description	Employer
57202537	25050011	05/07/2025	\$1,500.00	TF	TFS Billpay	Automatic Payment	
47202550	25040008	04/07/2025	\$1,500.00	TF	TFS Billpay	Automatic Payment	
37202578	25030009	03/07/2025	\$1,500.00	TF	TFS Billpay	Automatic Payment	
26202527	25020007	02/06/2025	\$1,500.00	TF	TFS Billpay	Automatic Payment	
17202579	25010008	01/07/2025	\$1,500.00	TF	TFS Billpay	Automatic Payment	
1292024104	24120012	12/09/2024	\$1,500.00	TF	TFS Billpay	Automatic Payment	
116202434	24110007	11/06/2024	\$1,500.00	TF	TFS Billpay	Automatic Payment	
107202492	24100009	10/07/2024	\$1,500.00	TF	TFS Billpay	Automatic Payment	
99202450	24090010	09/09/2024	\$1,500.00	TF	TFS Billpay	Automatic Payment	
37202419	24030009	03/07/2024	\$1,180.00	TF	TFS Billpay	Automatic Payment	
26202412	24020007	02/06/2024	\$1,180.00	TF	TFS Billpay	Automatic Payment	
192024105	24010011	01/09/2024	\$371.00	TF	TFS Billpay	Automatic Payment	
828202311	23080046	08/28/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
728202320	23070040	07/28/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
62820235	23060040	06/28/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
530202329	23050049	05/30/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
42820236	23040046	04/28/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
32820234	23030048	03/28/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
228202318	23020041	02/28/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
130202365	23010044	01/30/2023	\$1,510.00	TF	TFS Billpay	Automatic Payment	
1229202217	22120043	12/29/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
125202267	22120006	12/05/2022	\$1,516.99	TF	TFS Billpay	Automatic Payment	
102820228	22100043	10/28/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
928202224	22090043	09/28/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
829202240	22080048	08/29/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
728202210	22070045	07/28/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
628202218	22060044	06/28/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
531202267	22050047	05/31/2022	\$1,510.00	TF	TFS Billpay	Automatic Payment	
Total		\$40,397.99					

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

Nancy Curry, Chapter 13 Trustee
1000 Wilshire Blvd., Suite 870
Los Angeles, CA 90017

A true and correct copy of the foregoing document entitled (specify): **NOTICE AND MOTION TO DISMISS CHAPTER 13 CASE** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On May 16, 2025, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

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Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On May 16, 2025, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addresses as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Debtor
CHOUTEAU, EDMOND

Attorney for Debtor
BENJAMIN R HESTON

5752 CHESLEY AVE
LOS ANGELES, CA 90043

19700 FAIRCHILD RD STE 280
IRVINE, CA 92612-

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Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL

(state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on May 16, 2025, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

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Service information continued on attached page

I declare under penalty of perjury under laws of the United States that the foregoing is true and correct.

May 16, 2025
Date

Santos Trujillo
Printed Name

/s/ Santos Trujillo
Signature